IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

LEON GREEN BEY, :

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Petitioner :

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v. : CIVIL NO. 4:CV-14-1612

DOMINICK L. DEROSE, ET. AL., : (Judge Brann)

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Respondents

ORDER

October 8, 2014

In accordance with the accompanying Memorandum, IT IS HEREBY

ORDERED THAT:

- 1. Petitioner is **GRANTED** leave to proceed <u>in forma pauperis</u> for the sole purpose of the filing of this action.
- The petition for writ of habeas corpus is **DISMISSED** WITHOUT PREJUDICE.
- 3. The Clerk of Court is directed to **CLOSE** the case.
- 4. Based on the Court's conclusion, there is no basis for the

issuance of a certificate of appealability.

BY THE COURT:

s/ Matthew W. Brann
Matthew W. Brann
United States District Judge